

Division 3 Staff Meeting

Environmental Presentation-

Part II



July 5, 2007





Potential Solutions:

- Address these issues in the contract by:
 - Modifying contract to coincide with dry season
 - Specify equipment to allow side mowing

MC Checklist vs. PCE

Used to determine if DOT's proposed activity falls below thresholds that require more in-depth environmental documentation (EIS, EA).

MC Checklist vs. PCE

MC checklist:

- Minimum Criteria Determination Checklist
- Used for state-funded projects

PCE:

- Programmatic Categorical Exclusion
- Used for federally-funded projects

Encroachments

- How are environmental concerns being addressed in regards to encroachments?
- Special provision vs. environmental verification forms.

Modified Encroachment Special Provision

“The encroaching party shall comply with all applicable local, state, and federal environmental regulations and shall obtain all necessary local, state, and federal environmental permits, including but not limited to, those related to sediment control, stormwater, wetland, streams, endangered species and historical sites.”

Per February 16, 2004 memo.

VERIFICATION OF COMPLIANCE WITH
ENVIRONMENTAL REGULATIONS

(Check Appropriate Box)

- ☐ Permits from the N.C. Department of Environment and Natural Resources and the U.S. Army Corp of Engineers are not required for this project. However, all applicable federal and state regulations have been followed.
- ☐ The required permits from the N.C. Department of Environment and Natural Resources and the U.S. Army Corp of Engineers have been obtained for this project. Copies of permits and Completion Certificates are attached.
- ☐ All applicable NPDES Stormwater Permit requirements have been met for this project. (The applicant should contact the N.C. Division of Water Quality in Raleigh to determine if a stormwater permit is required.)
- ☐ The project is in compliance with all applicable sedimentation and erosion control laws and regulations.

Project Name: _____

Township: _____

County: _____

Project Engineer: _____

Phone No.: _____

Project Contact: _____

Applicants Name: _____

P.E. SEAL

Date Submitted: _____

National Pollutant Discharge Elimination System (NPDES)

Stormwater Permit Compliance Certification

I, _____, a duly authorized representative of
_____, an industrial facility requesting
attachment to a North Carolina Department of Transportation highway drainage system
at _____ in
_____ County, do hereby certify the following:

_____ The industrial facility does not require an NPDES stormwater permit.

_____ The industrial facility does require an NPDES stormwater permit. The
permit has been obtained, and a Stormwater Pollution Prevention Plan
(SPPP) is in place.

I understand if the Department of Transportation determines the industrial facility is not
in compliance with NPDES stormwater permit requirements, the Department will report
the noncompliance to the N.C. Division of Water Quality. I also understand that
falsification of this certification may result in penalty of law against the industrial facility
and me as prescribed in the North Carolina General Statutes.

(Signed) _____

(Date) _____

Procedures

- Include special provision in all encroachments and driveway permits when applicable.
- Obtain signed environmental verification and/or NPDES forms including copies of permits, if required.
- If you have concerns or questions regarding the information provided by the encroaching party, contact the Division Environmental Unit.